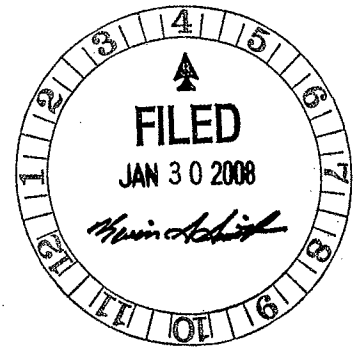


In the
Indiana Supreme Court



IN THE MATTER OF)	Supreme Court No. 55S00-0801-MS-48
)	
Morgan County Petition)	
)	
For Emergency Relief)	Case No. 55D01-0801-MI-1
)	
)	in the Morgan Superior Court
)	

ORDER GRANTING PETITION FOR EMERGENCY RELIEF FOR MORGAN COUNTY

COURTS AND CLERK

The judges of the Morgan Circuit and Superior Courts have petitioned this Court, on their behalf and on behalf of the Clerk of the Morgan Circuit Court, for emergency relief pursuant to Administrative Rule 17. The judges state that on January 29, 2008, a severe storm seriously damaged the Morgan County courthouse rendering the court and Clerk's offices unusable. The judges seek emergency relief from January 30, 2008, until 12 noon, February 11, 2008. This Court, being duly advised, now finds that the Morgan County courthouse has sustained physical storm damage, which has left the Morgan County courtrooms and Clerk's office unusable. The offices will remain unusable until alternate facilities are secured and/or appropriate repairs are made. In light of this, we find that good cause exists for granting the emergency relief sought by the Morgan County judges.

IT IS, THEREFORE, ORDERED THAT the petition is hereby granted and that:

- 1 This Court authorizes the tolling, from January 30, 2008 until 12 noon, February 11, 2008, of all laws, rules and procedures setting time limits for speedy trials in criminal

and juvenile proceedings, public health, mental health, and appellate matters; all judgments, support and other orders; and in all other civil and criminal matters before the Morgan Circuit and Superior Courts. Further, no interest shall be due or charged during this tolled period of time.

2. This Court authorizes petitioners to move the courts' and clerk's operations to another appropriate facility in order to continue the orderly administration of justice. The petitioners shall provide to the Supreme Court the address and location of such facility by no later than February 11, 2008.
3. This Court authorizes each of the judges of the Morgan Circuit and Superior Courts to exercise general jurisdiction over any and all cases in each other's courts in order to assure the continued orderly administration of justice.
4. This court authorizes the closing of the Clerk's office and the courts starting today, January 30, 2008, and until 12 noon February 11, 2008. The petitioners state that there is a possibility for some access to limited clerk operations and to one of the courtrooms. To the extent practicable, the petitioners shall maintain some limited operations in order to process emergency matters.
5. The petitioners shall communicate with the Morgan County Bar and public and shall make arrangements to be available to deal with emergency and other pressing matters.
6. Petitioners shall assure during the period the courts and clerk's offices are closed that appropriate records are maintained of any proceedings, filings and orders and shall cause this information to be entered in the Chronological Case Summary and Record of Judgments and Orders as soon as they are operational.

IT IS FURTHER ORDERED, THAT the Clerk of this Court shall forward a copy of this Order to the Clerk of the Morgan Circuit Court by regular means and by fax transmission to the fax number provided by the petitioners. The Clerk of the Morgan Circuit Court and Petitioners shall make this Order available to the bar and public and, when able to do so, shall enter it in the Record of Judgments and Orders.

DONE at Indianapolis this 30th day of January, 2008.

A handwritten signature in cursive script, reading "Theodore R. Boehm", written in dark ink.

Theodore R. Boehm
Acting Chief Justice of Indiana